

FISCAL MEMORANDUM

HB 1112 – SB 1663

April 27, 2007

SUMMARY OF AMENDMENT (006261): Deletes the language of the original bill. This amendment stipulates that a conviction for driving on a revoked, suspended, or cancelled license occurring more than ten years prior to a subsequent conviction for the same offense cannot be considered for penalty enhancement purposes.

FISCAL IMPACT OF ORIGINAL BILL:

Decrease State Revenues – Not Significant

Decrease State Expenditures – Not Significant

Other Fiscal Impact – According to the Departments of Safety and Transportation, the provisions of this bill will place the State of Tennessee in noncompliance with 49 CFR 383.51(b) relative to federal commercial driver license law. The penalty for noncompliance is a five percent reduction in the first year and a ten percent reduction in the second and subsequent years in federal funds appropriated in accordance with USC Title 23 Section 104(b). The estimated penalty based upon current funding levels will be approximately \$22.5 million in FY07-08 and approximately \$45 million in FY08-09 and thereafter.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Decrease State Revenues – Not Significant

Decrease Local Govt. Revenues – Not Significant

Decrease Local Govt. Expenditures – Not Significant

Assumptions applied to amendment:

- A slight decrease in the number of persons receiving an enhanced penalty.
- Any decrease in state revenues as a result of fewer persons receiving an enhanced penalty will be not significant.
- Any decrease in local government revenues and expenditures as a result of fewer persons receiving an enhanced penalty will be not significant.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White". The signature is fluid and cursive, with the first name "James" and last name "White" clearly distinguishable, and a middle initial "W." in between.

James W. White, Executive Director

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